

SENATE BILL 1794

By Johnson

AN ACT to amend Tennessee Code Annotated, Title 6;  
Title 7; Title 10; Title 56 and Title 68, relative to  
private act hospital authorities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-57-501(b), is amended by deleting the last sentence thereof and by substituting instead the following language:

The general assembly further finds that some public hospitals in metropolitan areas are at a competitive disadvantage, and that significant investments in the public assets of private act metropolitan hospital authorities could be jeopardized by the inability to compete with private hospitals because of legal constraints upon the scope of their operations and limitations upon the power granted to public hospitals under existing law. Nothing in this part is intended to exempt any hospital that is a subsidiary or an affiliate of a private act hospital from antitrust law, federal or state, otherwise applicable to private hospitals.

SECTION 2. Tennessee Code Annotated, Section 7-57-502, is amended by adding the following language as a new subsection (d):

(d) Notwithstanding the foregoing, no hospital that is a subsidiary or an affiliate of a private act hospital shall be exempt from antitrust law, federal or state, otherwise applicable to private hospitals.

SECTION 3. This act shall take effect July 1, 2011, the public welfare requiring it.